

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

GARY LATUSZEWSKI; JAMES ROGAN;  
and REED BIGHAM,

Plaintiffs,

v.

VALIC FINANCIAL ADVISORS, INC.,

Defendant

and

VALIC FINANCIAL ADVISORS, INC.;  
and THE VARIABLE ANNUITY LIFE  
INSURANCE COMPANY,

Counterclaim Plaintiffs,

v.

GARY LATUSZEWSKI; JAMES ROGAN;  
and REED BIGHAM,

Counterclaim Defendants

**Electronically Filed**

No. 03-540

The Hon. Gary L. Lancaster

AND NOW, THIS 23<sup>rd</sup> DAY OF  
Jan 08, IT IS HEREBY  
ORDERED THAT THE WITHIN  
MOTION IS DENIED..

  
GARY L. LANCASTER,  
UNITED STATES DISTRICT JUDGE

**PLAINTIFFS'/COUNTERCLAIM DEFENDANTS' MOTIONS  
FOR POST-TRIAL RELIEF UNDER FED.R.CIV.P. 52 AND 59**

Plaintiffs and Counterclaim Defendants, Gary Latuszewski, James Rogan and Reed Bigham, through their undersigned counsel, hereby move, pursuant to Rules 52(b), 59(a)(2) and 59(e) of the Federal Rules of Civil Procedure, for entry of an order (i) amending certain of the Court's findings of fact and conclusions of law, (ii) making additional findings of fact and conclusions of law, (iii)